

**LEONARD  
& PROEHL**

PATENTS TRADEMARKS COPYRIGHTS

3500 South First Avenue Circle - Suite 250  
Sioux Falls, South Dakota 57105-5802**RECEIVED**  
CENTRAL FAX CENTER

JAN 10 2005

Date: 1/10/05Fax Number: (703) 872-9306To Examiner: Thompson, Hugh B.  
Group Art: 3634From: Jeff Proehl Mark Ekse Robert K. Huck  
Stephanie Voigt Cheryl Edblom OtherRE: Appln. No. 10/693,725 Filing Date: 10/24/03 Applicant: Chilton  
1) Formal Response to OA mailed 10/15/04  
2) Fee transmittalTotal Number of Pages (Including cover sheet): 20 (Please call us as soon as possible if you do not receive all pages).**Certificate of Transmission**

I hereby certify that this correspondence is being facsimile transmitted to the Patent and Trademark Office to:

✓ FAX No. (703) 872-9306 or      FAX No. (703)      -  
on the 10<sup>th</sup> of January, 2005.Steph Voigt  
SignatureSteph Voigt  
Printed Name**PRIVILEGE AND CONFIDENTIALITY NOTICE**

The information contained in this fax message is privileged and confidential information intended only for the use of the individual or entity named below. If the reader of this fax message is not the intended recipient, or the employee agent responsible to deliver to the intended recipient, you are hereby on notice that you are in possession of the confidential and privileged information. Any dissemination, distribution or copying of this communication is strictly prohibited. You will immediately notify the sender by telephone of your inadvertent receipt. Return the original fax message to sender at the address herein given via the United States Postal Service.

Leonard &amp; Proehl, Prof. L.L.C.

3500 S. First Avenue Circle  
Suite 250  
Sioux Falls, SD 57105-5802

(605) 339-2028

Fax - (605) 336-1931

www.leonardproehl.com

JAN 10 2005

PTO/SB/17 (12-04v2)

Approved for use through 07/31/2006, OMB 0851-0032

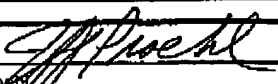
U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

(Under the Paperwork Reduction Act of 1995, no person shall be required to furnish information unless it displays a valid OMB control number)

Effective on 12/08/2004. Fees pursuant to the Consolidated Appropriations Act, 2005 (H.R. 4818). <b>FEE TRANSMITTAL</b> <b>For FY 2005</b>		<b>Complete if Known</b> Application Number 10/693,725 Filing Date 10/24/2003 First Named Inventor Wade J Chilton Examiner Name Thompson, Hugh B. Art Unit 3634 Attorney Docket No. 23-0191	
<input checked="" type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27			
TOTAL AMOUNT OF PAYMENT	(\$)	100.00	

<b>METHOD OF PAYMENT (check all that apply)</b> <input type="checkbox"/> Check <input type="checkbox"/> Credit Card <input type="checkbox"/> Money Order <input type="checkbox"/> None <input type="checkbox"/> Other (please identify): _____ <input checked="" type="checkbox"/> Deposit Account Deposit Account Number: 503041 Deposit Account Name: Leonard & Proehl For the above-identified deposit account, the Director is hereby authorized to: (check all that apply) <input checked="" type="checkbox"/> Charge fee(s) indicated below <input type="checkbox"/> Charge fee(s) indicated below, except for the filing fee <input type="checkbox"/> Charge any additional fee(s) or underpayments of fee(s) under 37 CFR 1.16 and 1.17 <input type="checkbox"/> Credit any overpayments	
WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.	

<b>FEE CALCULATION</b> <b>1. BASIC FILING, SEARCH, AND EXAMINATION FEES</b>							
	<b>FILING FEES</b> Application Type Fee (\$) Small Entity Fee (\$)		<b>SEARCH FEES</b> Fee (\$) Small Entity Fee (\$)		<b>EXAMINATION FEES</b> Fee (\$) Small Entity Fee (\$)		Fees Paid (\$)
Utility	300	150	500	250	200	100	
Design	200	100	100	50	130	65	
Plant	200	100	300	150	160	80	
Reissue	300	150	500	250	600	300	
Provisional	200	100	0	0	0	0	
<b>2. EXCESS CLAIM FEES</b>							
<b>Fee Description</b>						<b>Fee (\$)</b>	<b>Small Entity Fee (\$)</b>
Each claim over 20 (including Reissues)						50	25
Each independent claim over 3 (including Reissues)						200	100
Multiple dependent claims						360	180
<b>Total Claims</b>		<b>Extra Claims</b>	<b>Fee (\$)</b>	<b>Fee Paid (\$)</b>	<b>Multiple Dependent Claims</b>		
- 20 or HP =		x	=		<b>Fee (\$)</b> <b>Fee Paid (\$)</b>		
HP = highest number of total claims paid for, if greater than 20.							
<b>Indep. Claims</b>		<b>Extra Claims</b>	<b>Fee (\$)</b>	<b>Fee Paid (\$)</b>			
4 - 3 or HP =		1	x	100.00	= 100.00		
HP = highest number of independent claims paid for, if greater than 3.							
<b>3. APPLICATION SIZE FEE</b>							
If the specification and drawings exceed 100 sheets of paper (excluding electronically filed sequence or computer listings under 37 CFR 1.52(e)), the application size fee due is \$250 (\$125 for small entity) for each additional 50 sheets or fraction thereof. See 35 U.S.C. 41(a)(1)(G) and 37 CFR 1.16(s).							
<b>Total Sheets</b>		<b>Extra Sheets</b>	<b>Number of each additional 50 or fraction thereof</b>		<b>Fee (\$)</b>	<b>Fee Paid (\$)</b>	
- 100 =		/ 50 =	(round up to a whole number) x		=		
<b>4. OTHER FEE(S)</b>							
Non-English Specification, \$130 fee (no small entity discount)						<b>Fees Paid (\$)</b>	
Other (e.g., late filing surcharge):							

<b>SUBMITTED BY</b>		
Signature		Registration No. 35,987 (Attorney/Agent)
Name (Print/Type)	Jeffrey A. Proehl	Telephone 805 339-2028
		Date 1/10/2005

This collection of information is required by 37 CFR 1.138. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 30 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

**RECEIVED**  
CENTRAL FAX CENTER

JAN 10 2005

Appln. No. 10/693,725  
Amendment dated January 10, 2005  
Reply to Office Action mailed October 15, 2004

Attorney's Docket No. 23-0191

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Appln. No. 10/693,725 )  
First Named Applicant: WADE J CHILTON )  
Filed: 10/24/2003 )  
For: LADDER STABILIZER )

TC/A.U.: 3634 )  
Examiner: Thompson, Hugh B )

Mail Stop Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**DEPOSIT ACCOUNT AUTHORIZATION**

The Commissioner is hereby authorized to charge any fees under 37 CFR 1.16(b), 1.16(c), and 1.17 which may be required by this paper to Deposit Account No.: 503041.

**AMENDMENT**

Sir:

Responsive to the Office Action mailed October 15, 2004, please amend the application as follows:

**Amendments to the Specification:** None.

**Amendments to the Claims** are reflected in the listing of claims which begins on page 2 of this paper

**Amendments to the Drawings:** None.

**Remarks/Arguments** begin on page 15 of this paper.